

**HB4678**



**95TH GENERAL ASSEMBLY**

**State of Illinois**

**2007 and 2008**

**HB4678**

by Rep. Donald L. Moffitt

**SYNOPSIS AS INTRODUCED:**

70 ILCS 705/6

from Ch. 127 1/2, par. 26

Amends the Fire Protection District Act. Provides that trustees in a fire protection district with more than 30 full-time paid firefighters shall receive a salary not to exceed \$4,000 per year (now, \$2,000 per year).

LRB095 16675 HLH 42706 b

FISCAL NOTE ACT  
MAY APPLY

**A BILL FOR**

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Fire Protection District Act is amended by  
5 changing Section 6 as follows:

6 (70 ILCS 705/6) (from Ch. 127 1/2, par. 26)

7 Sec. 6. Board of trustees; powers.

8 (a) The trustees shall constitute a board of trustees for  
9 the district for which they are appointed, which board of  
10 trustees is declared to be the corporate authority of the fire  
11 protection district, and shall exercise all of the powers and  
12 control all the affairs and property of such district.

13 The board of trustees at their initial meeting and at their  
14 first meeting following the commencement of the term of any  
15 trustee shall elect one of their number as president and one of  
16 their number as secretary and shall elect a treasurer for the  
17 district, who may be one of the trustees or may be any other  
18 citizen of the district and who shall hold office during the  
19 pleasure of the board and who shall give such bond as may be  
20 required by the board.

21 (b) Except as otherwise provided in Sections 16.01 through  
22 16.18, the board may appoint and enter into a multi-year  
23 contract not exceeding 3 years with a fire chief and may

1 appoint any firemen that may be necessary for the district, who  
2 shall hold office during the pleasure of the board and who  
3 shall give any bond that the board may require. The board may  
4 prescribe the duties and fix the compensation of all the  
5 officers and employees of the fire protection district.

6 (c) A member of the board of trustees of a fire protection  
7 district may be compensated as follows: in a district having  
8 fewer than 4 full time paid firemen, a sum not to exceed \$1,000  
9 per annum; in a district having more than 3 but less than 10  
10 full time paid firemen, a sum not to exceed \$1,500 per annum;  
11 in a district having at least 10 but fewer than 30 ~~either 10 or~~  
12 ~~more~~ full time paid firemen, a sum not to exceed \$2,000 per  
13 annum; in a district having 30 or more full time paid firemen,  
14 a sum not to exceed \$4,000 per annum. In addition, fire  
15 districts that operate an ambulance service pursuant to  
16 authorization by referendum, as provided in Section 22, may pay  
17 trustees an additional annual compensation not to exceed 50% of  
18 the amount otherwise authorized herein. The additional  
19 compensation shall be an administrative expense of the  
20 ambulance service and shall be paid from revenues raised by the  
21 ambulance tax levy.

22 (d) The trustees also have the express power to execute a  
23 note or notes and to execute a mortgage or trust deed to secure  
24 the payment of such note or notes; such trust deed or mortgage  
25 shall cover real estate, or some part thereof, or personal  
26 property owned by the district and the lien of the mortgage

1 shall apply to the real estate or personal property so  
2 mortgaged by the district, and the proceeds of the note or  
3 notes may be used in the acquisition of personal property or of  
4 real estate or in the erection of improvements on such real  
5 estate.

6 The trustees have express power to purchase either real  
7 estate or personal property to be used for the purposes of the  
8 fire protection district through contracts which provide for  
9 the consideration for such purchase to be paid through  
10 installments to be made at stated intervals during a certain  
11 period of time, but, in no case, shall such contracts provide  
12 for the consideration to be paid during a period of time in  
13 excess of 25 years.

14 (e) The trustees have express power to provide for the  
15 benefit of its employees, volunteer firemen and paid firemen,  
16 group life, health, accident, hospital and medical insurance,  
17 or any combination thereof; and to pay for all or any portion  
18 of the premiums on such insurance. Such insurance may include  
19 provisions for employees who rely on treatment by spiritual  
20 means alone through prayer for healing in accord with the  
21 tenets and practice of a well recognized religious  
22 denomination.

23 (f) To encourage continued service with the district, the  
24 board of trustees has the express power to award monetary  
25 incentives, not to exceed \$240 per year, to volunteer  
26 firefighters of the district based on the length of service. To

1 be eligible for the incentives, the volunteer firefighters must  
2 have at least 5 years of service with the district. The amount  
3 of the incentives may not be greater than 2% of the annual levy  
4 amount when all incentive awards are combined.

5 (g) The board of trustees has express power to change the  
6 corporate name of the fire protection district by ordinance,  
7 provided that notification of any change is given to the  
8 circuit clerk and the Office of the State Fire Marshal.

9 (h) The board of trustees may impose reasonable civil  
10 penalties on individuals who repeatedly cause false fire  
11 alarms.

12 (i) The board of trustees has full power to pass all  
13 necessary ordinances, and rules and regulations for the proper  
14 management and conduct of the business of the board of trustees  
15 of the fire protection district for carrying into effect the  
16 objects for which the district was formed.

17 (Source: P.A. 95-331, eff. 8-21-07.)